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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

GARY WYATT and DOV FRISHBERG,

Plaintiffs,

v.

PRICEWATERHOUSECOOPERS LLP,
RETIREMENT PLAN FOR EMPLOYEES OF
PRICEWATERHOUSECOOPERS LLP, and
RETIREMENT BENEFIT ACCUMULATION
PLAN FOR EMPLOYEES OF
PRICEWATERHOUSECOOPERS LLP,

Defendants.

Civil Action No. 07 Civ. 7249
(ECF Matter)

Judge Harold Baer

DEFENDANTS' MOTION FOR JUDGMENT ON THE PLEADINGS
PURSUANT TO FED. R. CIV. P. 12(c)

PLEASE TAKE NOTICE that, upon the accompanying Defendants' Memorandum of Law in Support of Defendants' Motion for Judgment on the Pleadings Pursuant to Fed. R. Civ. P. 12(c), the Declaration of Robert Nacron, and the exhibits thereto, the undersigned hereby moves this Court for an order, pursuant to Fed. R. Civ. P. 12(c), dismissing Plaintiffs' Class Action Complaint with prejudice for the reasons set forth in the accompanying Defendants' Memorandum of Law in Support of Defendants' Motion for Judgment on the Pleadings Pursuant to Fed. R. Civ. P. 12(c), and granting such other and further relief as the Court deems just and

proper.

Dated: October 24, 2007

/s/ Karen M. Wahle

Karen M. Wahle (KW 0716)

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CERTIFICATE OF SERVICE

I certify that on October 24, 2007, I electronically filed (1) Defendants' Motion for Judgment on the Pleadings Pursuant to Fed. R. Civ. P. 12(c); (2) Defendants' Memorandum of Law in Support of Defendants' Motion for Judgment on the Pleadings Pursuant to Fed. R. Civ. P. 12(c); and (3) Declaration of Robert Nacron, with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the counsel of record in this matter who are registered on the CM/ECF.

/s/ Karen M. Wahle

Karen M. Wahle